

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
(Alexandria Division)

IN RE:	:	
ADAM M. BESTHOFF	:	
	:	
Debtor.	:	
	:	
_____	:	
WILLIAM MENJIVAR	:	Case No. 16-11644-RGM
	:	Chapter 13
Plaintiff,	:	
	:	
v.	:	Adversary Proceeding No.
	:	
ADAM M. BESTHOFF,	:	<u>16-01186-RGM</u>
	:	
Defendant.	:	

**ORDER**

UPON CONSIDERATION of Defendant/Debtor Adam M. Besthoff's Motion to Dismiss the Complaint pursuant to Fed. R. Bankr. P. 7012(b), the Opposition filed by Plaintiff William Menjivar, and argument before this Court, if any, the Court hereby orders the following:

**IT IS HEREBY ORDERED, ADJUDGED, and DECREED THAT:**

1. Defendant/Debtor Adam M. Besthoff's Motion to Dismiss the Complaint filed by Plaintiff/Creditor William Menjivar is hereby **DENIED** with regards to a determination of nondischargeability pursuant to 11 U.S.C. § 523(a)(6). Plaintiff/Creditor is not proceeding under 11 U.S.C. § 523(a)(2) or (a)(4).

2. Defendant/Debtor shall answer Plaintiff/Creditor's Complaint within fourteen (14) days of entry of this Order.

DATED:

Nov 16 2016

/s/ Robert G. Mayer

UNITED STATES BANKRUPTCY JUDGE

Seen and Agreed:

Entered on Docket: Nov 17 2016

/s/Erik W. Fox

Erik W. Fox

Counsel for William Menjivar

Seen

/s/Jonathan Baird Vivona

Jonathan Baird Vivona

Counsel for Adam M. Besthoff

Copies of this order shall be sent to:

Erik W. Fox

1900 Gallows Road, Suite 700

Tysons Corner, VA 22182

Jonathan Baird Vivona

601 King Street, Suite 400

Alexandria, VA 22314

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